

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF SOUTH CAROLINA

FLORENCE DIVISION

REBECCA N. PETERS-MONE,)	Civil Action No. 4:06-cv-13260-TER
STACEY J. DALBEC, individually and as)	
class representatives,)	
)	
Plaintiffs,)	
)	
vs.)	
)	VANDERBILT MORTGAGE AND
CLAYTON HOMES, INC., and)	FINANCE, INC.'S MOTION TO
VANDERBILT MORTGAGE AND)	DISMISS
FINANCE, INC.,)	
)	
Defendant.)	
)	

Pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, the Defendant Vanderbilt Mortgage and Finance, Inc. (hereinafter "VMF"), hereby moves the Court for an Order dismissing this action.

This motion is made on the ground that Plaintiffs have failed to state a claim upon which relief can be granted. This motion is supported by the supporting memorandum being filed herewith and the exhibits thereto, as well as such further memoranda and authorities as may be submitted prior to the Court's ruling on this motion.

Signature Page Attached

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May 30, 2006
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